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September 28, 2016

VIA ECF AND FEDERAL EXPRESS

Hon. Katherine B. Forrest
Daniel Patrick Moynihan
United States Courthouse
500 Pearl Street
New York, NY 10007 - 1312

Re: *ING Bank N.V. v. M/V TEMARA*, No. 1:16-cv-95-KBF (S.D.N.Y.)
ING Bank N.V. v. M/V VOGUE FIESTA, No. 1:16-cv-2051-KBF (S.D.N.Y.)
ING Bank N.V. v. M/V OCEAN HARMONY, No. 1:16-cv-2923-KBF (S.D.N.Y.)
ING Bank N.V. v. M/V MARITIME KING, No. 1:16-cv-3456-KBF (S.D.N.Y.)

O'Rourke Marine Services, L.P. v. M/V COSCO HAIFA, et al., No. 1:15-cv-2992-KBF
(S.D.N.Y.)

Dear Judge Forrest,

We represent plaintiff, ING Bank N.V., as Security Agent, in the captioned civil actions against defendants *in rem*, the M/V TEMARA, the M/V VOGUE FIESTA, the M/V OCEAN HARMONY and the M/V MARITIME KING, and are joined by Seward & Kissel LLP, as counsel for ING Bank N.V. in the civil action, *O'Rourke Marine Services, L.P. v. M/V COSCO HAIFA*.

On September 6, 2016, this Court entered an Order (ECF 155, Civ. A. No. 1:16-cv-95) extending the deadline for the defendants to file their opposition papers from September 9, 2016 to September 15, 2016, as well as granting them leave to submit memoranda in excess of the twenty – five (25) page limit, set forth in the Court's Rules for Civil Practice. In that September 6, 2016, Order, this Court also extended the deadline for ING Bank to file its reply memorandum until September 29, 2016, which was in keeping with the original two (2) week deadline for ING Bank to file its reply memorandum, originally set by the Court during the June 20, 2016, hearing.

On September 7, 2016, this Court entered an Order (ECF 156, Civ. A. No. 1:16-cv-95), extending the deadline for intervening plaintiff, Chemoil Adani, to file its opposition papers to September 15, 2016.

On September 15, 2016, defendants *in rem* M/V TEMARA, M/V VOGUE FIESTA, M/V OCEAN HARMONY, and M/V MARITIME KING filed their individual Rule 56.1 Statements, a joint memorandum (thirty – two (32) pages in length, exclusive of the tables of contents and authorities), as well as exhibits in excess of 700 pages. In the *O'Rourke* action, a separate memorandum and exhibits were also filed. Under the circumstances, ING Bank requests an extension until October 5, 2016 to file its reply memoranda in the captioned civil actions.

Furthermore, ING Bank requests leave of Court to file a reply memorandum in excess of the ten (10) page limit set forth in Individual Rule for Civil Practice 2(D), not to exceed an additional five (5) pages, exclusive of the table of contents and authorities required by the same rule.

Prior to forwarding this correspondence to Chambers, it was discussed with all counsel of record, and they do not oppose the requested extension of time or increased page limits.

WHEREFORE, plaintiff, ING Bank N.V., requests this Court enter an Order:

1. Extending the deadline for ING Bank to file its reply memoranda from September 29, 2016 until and through October 5, 2016; and,
2. Extending the page limits for the reply memoranda to no more than fifteen (15) pages, exclusive of the table of contents and table of authorities.

Respectfully submitted,

/s/ James D. Bercaw

James D. Bercaw

/s/ Brian P. Maloney

Brian P. Maloney

JDB/db

cc: J. Stephen Simms (*via email*)
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